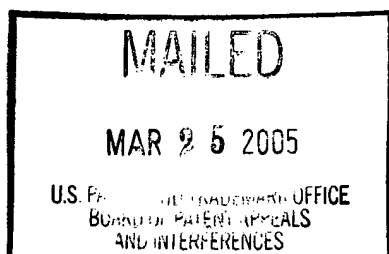


The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

Paper No. 22

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES



Ex parte HUNG-HY KEE and
TIHAO CHIANG

Appeal No. 2005-0602
Application 09/401,132

ORDER REMANDING TO EXAMINER

A petition under 37 CFR §1.183 (Paper No. 20) and an Information Disclosure Statement (IDS) (Paper No. 21) was filed February 28, 2005 and has been matched with this application at the Board of Patent Appeals and Interferences. The petition and the IDS needs to be considered by the Primary Examiner with respect to compliance with the criteria set forth in 37 CFR §§ 1.97 and 1.98. A written communication notifying appellants of the Primary Examiner's decision is required.

Accordingly, it is

ORDERED that the application is remanded to the Examiner for consideration of the petition and the Supplemental Information Disclosure Statement, and for such further action as may be appropriate.

Appeal No. 2005-0602
Application 09/401,132

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES



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